

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

SHAWN BROWN,

Plaintiff,

Civil Case Number: 06-14468

v.

JUDGE PAUL D. BORMAN  
MAG. JUDGE MONA K. MAJZOUN  
UNITED STATES DISTRICT COURT

MICHIGAN DEPARTMENT OF  
CORRECTIONS, et al.,

Defendants.

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**ORDER ACCEPTING MAGISTRATE JUDGE'S REPORT AND  
RECOMMENDATION IN FAVOR OF DENYING DEFENDANT'S MOTION TO  
DISMISS (DOC. NO. 8)**

Before the Court is the Magistrate Judge's Report and Recommendation in favor of denying Defendant's Motion to Dismiss. Having reviewed that Report and Recommendation, the Court enters as its findings and conclusions the Report and Recommendation denying Defendant's Motion to Dismiss at this time. Plaintiff has until February 5, 2007 to amend his Complaint.

**SO ORDERED.**

s/Paul D. Borman

PAUL D. BORMAN

UNITED STATES DISTRICT JUDGE

Dated: January 29, 2007

CERTIFICATE OF SERVICE

Copies of this Order were served on the attorneys of record by electronic means or U.S. Mail on January 29, 2007.

s/Denise Goodine

Case Manager